IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO : 14924 of 2004

Between:

Sri Mohd. Ismail S/o. Fathe Mohammed
R/o. 18.12.419/C/1996, Hafeez Baba Nagar, Hyderabad.

..... PETITIONER

AND

The Station House Officer, Kanchanbagh P.S., Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue an appropriate Writ, Order or Direction, more particularly one in the nature of writ of Mandamus, to declare the action of the respondent in threatening to close down the plastic unit i.e., M/s. Shaik Salam Omer Plastic Works, situated at H.No. 18-12-419/C/1996, Hafeez Baba Nagar Hyderabad without thee being any sufficient Cause as illegal, arbitrary, unjust and without jurisdiction.

Counsel for the Petitioner : MR.M.LAYEEQ KHAN

Counsel for the Respondent : GP FOR HOME

The Court made the following :

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.14924 OF 2004

ORAL ORDER :

This writ petition is filed seeking a declaration that the action of the respondent in threatening to close down the plastic unit i.e., M/s. Shaik Salam Omer Plastic Works, situated at H.No.18-12-419/C/1996, Hasfeez Baba Nagar, Hyderabad as arbitrary and illegal.

Heard the learned Counsel for the petitioner and the learned Government Pleader for Home who under instructions states that no crime is pending against the petitioner as on today in connection with any offence and that the respondent is not interfering with the lawful business activities of the petitioner in any manner.

The statement of the learned Government Pleader for Home is placed on record and the Writ Petition is disposed of with a direction to the respondent not to interfere with the lawful business activities of the petitioner without following due process of law.

Writ Petition is accordingly disposed of. No costs.

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25th August, 2004.

Note:-

Issue CC by tomorrw.

(B/O)

Gbs

To

1. The Station House Officer, Kanchanbagh P.S., Hyderabad.

2. Two CCs to G.P. for Home, High Court Buildings, Hyderabad.(OUT).

3.2CD copies

THE HON'BLE MS. JUSTICE G.ROHINI

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25th August, 2004.